

REMARKS

Claims 1-10 are pending in the application. The Examiner has rejected Claims 1 and 3 under 35 U.S.C. §102(e) as being anticipated by Nonami (U.S. Patent 6,647,258). The Examiner has rejected Claims 2 and 4-10 under 35 U.S.C. §103(a) as being unpatentable over Nonami in view of Moran (U.S. Patent App. Pub. 2002/0073142).

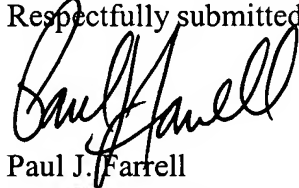
Regarding independent Claim 1, the Examiner states that Nonami anticipates all of the elements of the Claim. Claim 1 recites that the message is stored. In order to further clarify the storing step over Nonami, which discloses a portable radio communication apparatus that does not allow a user to determine a button to associate a message with as evidenced by the fact that Nonami requires the use of a read only memory, Claim 1 has been amended to read, “storing the message associated with the determined button”. Based on at least the foregoing, withdrawal of the rejection to independent Claim 1 is respectfully requested.

Regarding independent Claims 4 and 8, the Examiner states that the claims are obvious over Nonami in view of Moran. Moran discloses a messaging system and method, which requires a user to first determine if a feature key is pressed and then enter a directory number. Moran merely discloses transmitting a message after pressing a telephone number of a second party and inputting the number, whereas Claims 4 and 8 of the present application clearly disclose transmitting a message to a called mobile terminal while a calling mobile terminal attempts to establish a call connection with the called mobile terminal. Based on at least the foregoing, withdrawal of the rejection to independent Claims 4 and 8 is respectfully requested.

Independent Claims 1, 4 and 8 are believed to be in condition for allowance. Without conceding the patentability per se of dependent Claims 2, 3, 5-7, 9 and 10, these are likewise believed to be allowable by virtue of their dependence on their respective amended independent claims. Accordingly, reconsideration and withdrawal of the rejections of dependent Claims 2, 3, 5-7, 9 and 10 is respectfully requested.

Accordingly, all of the claims pending in the Application, namely, Claims 1-10, are believed to be in condition for allowance. Should the Examiner believe that a telephone conference or personal interview would facilitate resolution of any remaining matters, the Examiner may contact Applicant's attorney at the number given below.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Paul J. Farrell", is written over the typed name.

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